

Message Text

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61

ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
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O 311945Z AUG 76

FM AMEMBASSY KINGSTON

TO SECSTATE WASHDC NIACT IMMEDIATE 2218

USMISSION USUN NEW YORK NIACT IMMEDIATE

C O N F I D E N T I A L KINGSTON 3649

EXDIS

USUN FOR USDEL TO LOS CONFERENCE

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: MESSAGE FROM JAMAICAN FOREIGN MINISTER DUDLEY
THOMPSON TO SECRETARY KISSINGER

REFERENCE: STATE 213536

1. EMBASSY HAS JUST RECEIVED FOLLOWING LETTER TO SECRETARY
FROM FONMIN THOMPSON (DATED AUGUST 30) WHICH IS IN RESPONSE TO
SECRETARY'S TWO LETTERS ON LOS. THOMPSON HAS ADVISED EMBASSY
THAT HE CONSIDERS BOTH THE SECRETARY'S AND HIS LETTER AS
CONFIDENTIAL AND NOT FOR PUBLIC RELEASE.

2. BEGIN TEXT. "MY DEAR SECRETARY K - I AM VERY GLAD TO SEE
THAT YOU ARE GIVING PERSONAL ATTENTION TO THIS LAW OF THE SEA
CONFERENCE AND I AM CERTAIN THAT YOUR LEADERSHIP AND ABILITY
WILL DO MUCH TO MOVE IT FORWARD TO COMPLETION. I AGREE
ENTIRELY THAT A SATISFACTORY CONVENTION CAN BE REACHED AND
FIND NO DIFFICULTY WHATEVER IN SUPPORTING THE GENERAL PRINCIPLES
AS OUTLINED IN YOUR LETTER FROM (A) TO (D) WITH VERY
MINOR SUGGESTED QUALIFICATIONS:

1) MY DELEGATION WILL BE INSTRUCTED TO ASSIST YOU
IN SUPPORT OF THE DUAL SYSTEM OF EXPLOITATION, WITH THE
SUGGESTED PROVISIO THAT THE "ENTERPRISE" REPRESENTING
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THE AUTHORITY SHOULD BE PROPERLY FINANCED BEFORE OPERA-

TIONS, BY THE PRIVATE EXPLOITERS, SO THAT THEY CAN BE ABLE TO DO ACTUAL DEVELOPMENT AS FROM DAY ONE. THEY SHOULD NOT BE JUST A NOMINAL AUTHORITY WITHHOLDING LARGE AREAS FROM EXPLOITATION. IT SHOULD ALSO BE ENSURED IN THE CONVENTION THAT PROVISIONS ARE MADE TO PREVENT MONOPOLY DEVELOPMENT BY ANY SINGLE ENTITY OF THE INTERNATIONAL COMMUNITY. WE SHOULD REACH FOR SOME OBJECTIVE CRITERIA TO JUSTIFY REFUSALS FOR APPLICATION TO EXPLOIT THE SEABED.

2) YOU HAVE MY FULL SUPPORT TO ESTABLISH THE BALANCE FOR THE 200 MILE ECONOMIC ZONE, BUT I WOULD LIKE TO SEE YOU CLEARLY DEFINE WHAT "HIGH SEAS RIGHTS OF THE INTERNATIONAL COMMUNITY" IMPLY. WE HAVE NO INTEREST THERE, BUT IT WOULD BE DIFFICULT, UNLESS THE DEFINITION IS ACCEPTABLE TO USE OUR INFLUENCE IN THE GROUP OF 77 FOR ITS ACCEPTANCE. FURTHER, WITH REGARD TO THE CONTINENTAL MARGIN BEYOND 200 MILES, WE FULLY SUPPORT YOU.

I WOULD LIKE ALSO, THAT THE FORMULA TO WHICH YOU REFER FOR REVENUE SHARING SHOULD NOT BE A NOMINAL EFFORT, BUT SHOULD BE MEANINGFUL IN THE INTEREST OF THE INTERNATIONAL COMMUNITY.

3) WE WILL FIND NO DIFFICULTY IN SUPPORTING YOUR PROPOSALS FOR THE CONDUCT OF SCIENTIFIC RESEARCH. BUT, OF COURSE, WE WOULD HAVE TO LOOK VERY CLOSELY ON HOW THIS IS EXPRESSED IN TERMS OF THE RESPONSIBILITIES OF COASTAL ZONES, AND CONSENT SHOULD NOT BE UNREASONABLY WITHHELD, NOR, SHOULD THIS PARTICULAR SECTION BE RESOURCE ORIENTED, NOR REFERRING TO DRILLING AND MINING INSTALLATIONS.

4) MY DELEGATION WILL BE INSTRUCTED TO SUPPORT FULLY, THE SYSTEM FOR EFFECTIVE COMPULSORY DISPUTE SETTLEMENTS FOR THE ENTIRE TREATY, INCLUDING THE ECONOMIC ZONE.

ALTHOUGH YOU HAVE MADE NO SPECIFIC REFERENCE TO THE LAND LOCKED COUNTRIES, YOUR REFERENCE IN PARAGRAPH (B)

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TO THE ECONOMIC RIGHTS AND RESPONSIBILITIES IN UNEQUAL BALANCE BETWEEN COASTAL STATES AND OTHER STATES, COULD REFER TO JAMAICA'S POSITION ON LAND-LOCKED STATES. THIS HAS BEEN IN SUPPORT OF THE LAND-LOCKED STATES, WITH RESPECT TO ACCESS ON AN EQUITABLE BASIS, TO THE LIVING RESOURCES WITHIN THE NEIGHBORING ECONOMIC ZONES.

I FEEL VERY CONFIDENT THAT YOUR PRESENCE WILL DO MUCH

TOWARDS RELIEVING THE PERRIMISM WHICH EXISTS AT THE
CONFERENCE, AND I REQUEST THAT YOU USE YOUR ENLIGHTENED
LEADERSHIP TO RE-AFFIRM THE COMMITMENT FOR THE ESTABLISH-

MENT OF THE HEADQUARTERS OF THE AUTHORITY IN JAMAICA.
TO US, THIS IS A MATTER OF URGENCY, AND WOULD GREATLY
EXPEDITE OUR POSITION. WE FURTHER THINK THAT THIS IS ONE
OF THE MATTERS ON WHICH THERE IS ALMOST UNIVERSAL AGREE-
MENT AND IT COULD BE SETTLED NOW.

MAY I ADD THAT YOUR MR. LOU RATTINER WHO HAS BEEN A
TOWER OF STRENGTH IN ALL THESE NEGOTIATIONS, HAS WORKED
VERY CLOSELY WITH THE RAPPOREUR OF THE CONFERENCE,
AMBASSADOR KEN RATTRAY, WHO IS MY DEPUTY.

MY PRESENCE AT THIS STAGE IS DOUBTFUL AND WOULD LARGELY
DEPEND UPON WHETHER OR NOT ANY OF THESE MATTERS MENTIONED
ARE REACHING A FINALITY AT THIS SESSION.

I AM GRATEFUL FOR YOUR CONFIDENCE IN SENDING ME THIS
NOTE, WHICH IS NOT FOR RELEASE.

KINDEST REGARDS, YOURS SINCERELY, "DUDLEY", (DUDLEY
THOMPSON), MINISTER OF FOREIGN AFFAIRS." END TEXT.
GERARD

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